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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Kevin A. Rickman

Filed: February 11, 2004

Serial No.: 10/776,880

For: POOL COVER DRAIN SYSTEM

Art Unit: 3751

Examiner: Charles E. Phillips

Attorney Docket No.: A310443.1US

## **AMENDMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir,

Applicant acknowledges receipt of the Office Action in the above identified application that was mailed on August 26, 2005. Applicant appreciates the thorough review of the subject of the invention and the assessment of the prior art.

However, Applicant believes there is some confusion over the election required in the previous Office Action that was mailed on May 23, 2005. In that Office Action, Applicant was required to elect between species the Examiner found to be patentably distinct as represented by Figures 1, 5, and 6 respectively. Claim 1 was however recognized to be a generic, linking claim. In response, Applicant elected the species illustrated in Figure 1 and elected to continue prosecution of claims 1-5 and 7-17, withdrawing claims 6 and 18-30. Applicant was therefore understandably confused to find that in the current Office Action claims 1-5, 7, 8, and 14 were indicated as being objected to and withdrawn for not reading on the elected embodiment of Figure 3.

## PATENT APPLICATION FEE DETERMINATION RECORD Effective October 1, 2003

Application or Docket Number 10776880

	•		SMALL ENTITY TYPE			OTHER SMALL							
TOTAL CLAIMS			30		•	. • • 1		RATE	FEE		RATE	FEE	
FOR			NUMBER FILED		NUMBER EXTRA			Basic Fee	385.00	OR	BASIC FEE	770.00	
70	TAL CHARGEA	BLE CLAIMS	30 minus 20=		· 10			X\$ 9=		OR	X\$18=		
INDEPENDENT CLAIMS				nus 3 =				X43=		OR	X86=	·	
MU	LTIPLE DEPEN	DENT CLAIM PF	RESĖNT					+145=		OR	+290=		
• If the difference in column 1 is less than zero, enter "0" in column 2							•	TOTAL		OR	TOTAL		
6.27.05 CLAIMS AS AMENDED - PART II (Column 1) (Column 2) (Column 3)								SMALL E	ENTITY	OR	OTHER SMALL	ENTITY	
AMENDMENT A		CLAIMS REMAINING AFTER AMENDMENT		HIGH NUM PREVIO PAID	BER	PRESENT EXTRA		RATE	ADDI- TIONAL FEE		RATE	ADDI- TIONAL FEE	
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AMENDMENT B	112505	CLAIMS REMAINING AFTER AMENDMENT		HIGH NUM PREVX PAID	BEA	PRESENT EXTRA		RATE	ADDI- TIONAL FEE		RATE	ADDI- TIONAL FEE	
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AMENDMENT C		CLAIMS REMAINING AFTER AMENDMENT	·	HIGH NUM PREVI PAID	BER DUSLY	PRESENT EXTRA		rate,	ADDI- TIONAL FEE		RATE	ADDI- TIONAL FEE	
	Total	•	Minus	**		=		X\$ 9=		OR	X\$18=	·	
	Independent	•	Minus		Z AM	•	4.	X43=	·	OR	X86=		
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM							+145=		OR	+290=		
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  ** If the "TOTAL TOTAL OR ADOLT, FEE OR ADOLT, FEE													
-	The "Highest Number Previously Paid For" (N THIS SPACE is less than 3, enter "3."  The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appr prists box in column 1.												